

## CHAPTER 156

## LAW ENFORCEMENT OFFICERS' MOTOR VEHICLE PLATES

S. F. 27

AN ACT relating to the use of regular registration plates on publicly owned motor vehicles in certain cases.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section three hundred twenty-one point nineteen  
2 (321.19), Code 1954, is hereby amended by striking from the end  
3 thereof the words, "upon a showing of need and necessity therefor"  
4 and inserting in lieu thereof the words, "used by peace officers in the  
5 enforcement of the law and persons enforcing the drug and narcotic  
6 laws".

Approved April 22, 1955.

## CHAPTER 157

## MOTOR VEHICLES

S. F. 397

AN ACT to amend and repeal certain sections of chapter three hundred twenty-one (321), Code 1954, relating to motor vehicles and law of the road.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section three hundred twenty-one point twenty  
2 (321.20), Code 1954, is hereby amended by inserting after the word  
3 "department" in line eight (8) the following: ", accompanied by a fee  
4 of seventy-five cents,".

1 SEC. 2. Section three hundred twenty-one point forty-five  
2 (321.45), subsection two (2), Code 1954, is hereby amended by strik-  
3 ing the comma in line one (1) after the figures "321.50" and in-  
4 serting in lieu thereof the following: "and except for the purpose of  
5 section three hundred twenty-one point four hundred ninety-three  
6 (321.493), of the Code".

7 Said subsection two (2) is further amended by striking the word  
8 "No" in line fourteen (14) and inserting in lieu thereof the following:  
9 "Except as provided in section three hundred twenty-one point fifty  
10 (321.50), of the Code, and except for the purpose of section three hun-  
11 dred twenty-one point four hundred ninety-three (321.493), of the  
12 Code, no".

13 Said subsection two (2) is further amended by inserting in line  
14 twenty (20) after the word "issued" the words "or assigned".

1 SEC. 3. Section three hundred twenty-one point forty-seven  
2 (321.47), Code 1954, is hereby amended by inserting in line nine (9)  
3 after the comma the following: "or is sold to satisfy a landlord's lien  
4 as provided in chapter five hundred seventy (570), or a storage lien  
5 as provided in chapter five hundred seventy-nine (579),".

6 Said section is further amended by adding thereto the following:  
7 "Evidence of extinction may consist of, but is not limited to, an affi-

8 davit of the applicant stating that a chattel mortgage was foreclosed  
9 as proved\* in chapter six hundred fifty-two (652), or stating that re-  
10 possession was had upon default in performance of a conditional sales  
11 contract and that the vehicle was sold or the rights of the conditional  
12 vendee thereunder forfeited not less than ten days after notice of sale  
13 or forfeiture was mailed by registered mail to each holder of a lien at  
14 this\* address shown on the prior certificate of title or on the records  
15 in the office of the county treasurer."

1 SEC. 4. Section three hundred twenty-one point fifty (321.50),  
2 Code 1954, is hereby amended by striking from line thirty (30) the  
3 words "seventy-five cents" and substituting in lieu thereof the follow-  
4 ing words "one dollar".

5 Said section is further amended by striking from line fifty (50) the  
6 words "seventy-five cents" and substituting in lieu thereof the follow-  
7 ing words "one dollar".

8 Said section is further amended by adding after the period in line  
9 eleven (11) the following: "Provided, the inclusion of a motor vehicle  
10 in a chattel mortgage describing other property as security shall not  
11 deprive said chattel mortgage of eligibility for filing or recording in  
12 the office of the county recorder."

1 SEC. 5. Section three hundred twenty-one point fifty-one (321.51),  
2 Code 1954, is hereby repealed.

1 SEC. 6. Section three hundred twenty-one point one hundred nine  
2 (321.109), Code 1954, is hereby amended by inserting in line thirty-  
3 four (34) after the word "certificate" the following words: "or cer-  
4 tificate".

5 Said section is further amended by adding thereto the following:  
6 "The person in whose name the title to said motor vehicle is registered  
7 may execute or acknowledge existence of a lien thereon without the  
8 signature of his spouse, the provisions of section five hundred fifty-six  
9 point one (556.1), notwithstanding."

1 SEC. 7. Section three hundred twenty-one point one hundred fifty-  
2 two (321.152), Code 1954, is hereby amended by inserting in line  
3 seven (7) after the word "and" the following words: "sixty-five  
4 cents".

1 SEC. 8. Section three hundred twenty-one point four hundred  
2 ninety-three (321.493), Code 1954, is hereby amended by striking the  
3 word "car" in lines two (2) and four (4) and inserting in lieu thereof  
4 in both lines the words "motor vehicle".

5 Said section is hereby further amended by adding thereto the  
6 following: "A person who has made a bona fide sale or transfer of his  
7 right, title, or interest in or to a motor vehicle and who has delivered  
8 possession of such motor vehicle to the purchaser or transferee shall  
9 not be liable for any damage thereafter resulting from negligent oper-  
10 ation of such motor vehicle by another, but the purchaser or trans-  
11 feree to whom possession was delivered shall be deemed the owner.  
12 The provisions of subsection two (2) of section three hundred twenty-  
13 one point forty-five (321.45) as amended shall not apply in deter-

\*According to enrolled Act.

14 mining, for the purpose of fixing liability hereunder, whether such sale  
15 or transfer was made.”.

1 SEC. 9. Section three hundred twenty-one point forty-nine  
2 (321.49), Code 1954, is hereby amended by striking from line four (4)  
3 of subsection one (1) the word “actual” and by striking all of line five  
4 (5) of said subsection and inserting in lieu thereof the following: “the  
5 date of assignment or transfer of title, a penalty of five dollars  
6 (\$5.00)”.

Approved April 28, 1955.

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CHAPTER 158  
SANITARY DISTRICTS  
S. F. 330

AN ACT relating to sanitary districts.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section three hundred fifty-eight point one (358.1),  
2 Code 1954, is hereby amended by striking from lines two (2) and  
3 three (3) the following: “contains one or more cities, towns or vil-  
4 lages and”.

1 SEC. 2. Section three hundred ninety-four point six (394.6), Code  
2 1954, is amended as follows:

3 1. Insert in the fourteenth (14th) line from the end of the section  
4 after the word “municipality” the following: “or the trustees of the  
5 sanitary district”.

6 2. Insert in the twelfth (12) line from the end of the section after  
7 the word “municipality” the following: “or sanitary district”.

8 3. Insert in the eighth (8th) line from the end of the section after  
9 the word “town” the following: “or sanitary district”.

10 4. Insert in the sixth (6th) line from the end of the section after  
11 the word “municipality” the following: “or sanitary district”.

12 5. Insert in the last line of the section after the word “municipality”  
13 the following: “or sanitary district”.

1 SEC. 3. This Act being deemed of immediate importance shall  
2 take effect and be in force from and after its publication in The Jour-  
3 nal-Herald, a newspaper published in Avoca, Iowa, and in The Oak-  
4 land Acorn, a newspaper published in Oakland, Iowa.

Approved April 28, 1955.

I hereby certify that the foregoing Act, Senate File 330, was published in The Journal-Herald, Avoca, Iowa, May 5, 1955, and in The Oakland Acorn, Oakland, Iowa, May 5, 1955.

MELVIN D. SYNHORST, *Secretary of State.*